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4 EQUAL EMPLOYMENT OPPORTUNITY
5 COMMISSION

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18 Attorneys for Defendant
19 SCHWAN'S CONSUMER BRANDS OF
20 NORTH AMERICA, INC.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

23 EQUAL EMPLOYMENT OPPORTUNITY
24 COMMISSION,

25 Plaintiff,

26 v.

27 SCHWAN'S CONSUMER BRANDS OF
28 NORTH AMERICA, INC.

Defendant.

NO. C-05-02161 CRB

STIPULATION FOR DISMISSAL WITH
PREJUDICE AND FOR RETENTION
OF JURISDICTION BY THE COURT
AND ORDER


1 Plaintiff Equal Employment Opportunity Commission and Defendant, Schwan's
 2 Consumer Brands of North America, Inc., ("SCHWAN") and through their undersigned
 3 counsel, hereby stipulate to dismissal with prejudice of all claims against SCHWAN.
 4 There are no remaining issues or parties in this action.

5 Pursuant to Kokkonen v. Guardian Life Ins. Co. of America, 511 U.S. 375, 381-82
 6 (1994) and Flanagan v. Armaiz, 143 F.3d 540, 543-44 (9th Cir. 1998), the parties further
 7 stipulate that this Court shall retain jurisdiction of this action for the purposes of
 8 resolving any disputes that may arise in the future regarding the parties' Settlement
 9 Agreement, attached hereto as Exhibit A to this Stipulation. The parties further agree
 10 that the Court's jurisdiction over this matter shall automatically expire one calendar
 11 year from the date of the execution of the Settlement Agreement.

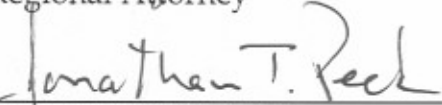
12 This stipulation is based on Rule 41 (a)(1)(ii) of the Federal Rules of Civil
 13 Procedure and has been signed for all parties. The EEOC and Schwan agree to bear
 14 their own attorney fees and costs.

15 On behalf of Plaintiff, EEOC

On behalf of Defendant, Schwan

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 17 
 18 WILLIAM R. TAMAYO
 Regional Attorney

19
 20 
 JAMES T. DIAMOND
 GOLDFARB & LIPMAN

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 23 JONATHAN T. PECK
 Supervisory Trial Attorney

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 25 
 26 SANYA HILL MAXION
 Senior Trial Attorney

27 APPROVED AND SO ORDERED:

28 DATED: June 2, 2006

